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Security Council Committee established pursuant to resolution 1718 (2006)

Note verbale dated 5 July 2011 from the Permanent Mission of San Marino to the United Nations addressed to the Chair of the Committee

The Permanent Mission of the Republic of San Marino to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution 1718 (2006) and, with reference to the note by the Chair dated 3 September 2010, has the honour to submit the report of the Republic of San Marino on the implementation of Security Council resolutions 1718 (2006) and 1874 (2009) concerning the Democratic People's Republic of Korea (see annex).

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Annex to the note verbale dated 5 July 2011 from the Permanent Mission of San Marino to the United Nations addressed to the Chair of the Committee

Report of San Marino on the implementation of Security Council resolutions 1718 (2006) and 1874 (2009) concerning the Democratic People's Republic of Korea

The present report provides information on the measures adopted by the Republic of San Marino to effectively implement the provisions contained in Security Council resolutions 1718 (2006) and 1874 (2009) concerning the Democratic People's Republic of Korea.

The Congress of State (the Government of the Republic of San Marino), in its Decision No. 5 of 22 March 2011, has adopted the following restrictive measures in the implementation of resolutions 1718 (2006) and 1874 (2009):

- Prohibition of the direct or indirect supply, sale or transfer to the Democratic People's Republic of Korea, whether or not originating from San Marino's territory, of any battle tanks, armoured combat vehicles, combat aircraft, attack helicopters, warships, missiles and missile systems as defined for the purpose of the United Nations Register on Conventional Arms, and related materiel, including spare parts, or items as determined by the Security Council or by the Committee established pursuant to paragraph 12 of resolution 1718 (2006).
- Prohibition of the direct or indirect supply, sale or transfer to the Democratic People's Republic of Korea of materials, equipment, goods and technology, including dual-use goods, as set out in the lists in the annexes to documents S/2006/814, S/2006/815 and S/2006/816 or of other materials, equipment, goods and technology, determined by the Security Council or by the Committee, which could contribute to the nuclear, ballistic missile-related or other weapons of mass destruction-related programmes of the Democratic People's Republic of Korea.
- Prohibition of the purchase, import or transport from the Democratic People's Republic of Korea of the items referred to above, whether or not originating from that country.
- Prohibition of the sale, supply, transfer or export, directly or indirectly, of the following luxury items, as listed in annex III to Council Regulation (EC) No. 329/2007 of 27 March 2007, to the Democratic People's Republic of Korea:
    1. Pure-bred horses
    2. Caviar and caviar substitutes
    3. Truffles and preparations thereof
    4. High-quality wines (including sparkling wines), spirits and spirituous beverages
    5. High-quality cigars and cigarillos

6. Luxury perfumes, toilet waters and cosmetics, including beauty and make-up products
7. High-quality leather, saddlery and travel goods, handbags and similar articles
8. High-quality garments, clothing accessories and shoes (regardless of their material)
9. Hand-knotted carpets, hand-woven rugs and tapestries
10. Pearls, precious and semi-precious stones, articles of pearls, jewellery, gold- or silversmith articles
11. Coins and banknotes, not being legal tender
12. Cutlery of precious metal or plated or clad with precious metal
13. High-quality tableware of porcelain, china, stone- or earthenware or fine pottery
14. High-quality lead crystal glassware
15. High-end electronic items for domestic use
16. High-end electrical/electronic or optical apparatus for recording and reproducing sound and images
17. Luxury vehicles for the transport of persons on earth, air or sea, as well as their accessories and spare parts
18. Luxury clocks and watches and their parts
19. High-quality musical instruments
20. Works of art, collectors' pieces and antiques
21. Articles and equipment for skiing, golf, diving and water sports
22. Articles and equipment for billiards, automatic bowling, casino games and games operated by coins or banknotes

- Prohibition of the direct or indirect provision of technical assistance and training, including financing or financial assistance, related to the supply, purchase, manufacture, maintenance and use of the items referred to above, or intended for the manufacture of nuclear weapons, ballistic missiles or other weapons of mass destruction, to any natural or legal persons, entities or bodies in the Democratic People's Republic of Korea, or for use in the Democratic People's Republic of Korea.

- Immediate freezing of all "assets" or "funds", as defined by Law No. 92 of 17 June 2008 and its subsequent amendments, which are owned or controlled, directly or indirectly, by the persons and entities designated by the Security Council or by the Committee and listed in the enclosure to the annex to document S/2009/364, or by persons or entities acting on their behalf or at their direction, or by entities owned or controlled by them; the prohibition of the transfer of such "assets" or "funds" to the natural or legal persons, entities or bodies being responsible for the nuclear, other weapons of mass destruction-related and ballistic missile-related programmes of the Democratic People's

Republic of Korea, or for the benefit of such persons or entities, or to persons and entities acting on their behalf or at their direction, or to entities owned or controlled by them.

- Ban on making "assets" or "funds", as defined by Law No. 92 of 17 June 2008 and its subsequent amendments, available, directly or indirectly, to any natural or legal persons or entities referred to above, or designated by the Security Council or by the Committee, or for the benefit of such persons or entities.
- Ban on the entry into and stay in San Marino's territory of the persons referred to in the enclosure, or designated by the Security Council or by the Committee as being responsible for, including through supporting or promoting, the nuclear, other weapons of mass destruction-related and ballistic missile-related programmes of the Democratic People's Republic of Korea.
- Prohibition of the purchase, import or transport of all arms and related materials from the Democratic People's Republic of Korea, whether or not originating from that country, as well as the prohibition against financial transactions related thereto.
- Prohibition of the direct or indirect supply, sale or transfer of all arms and related materiel, as well as related financial transactions, technical training, assistance or services to the Democratic People's Republic of Korea. This prohibition shall also apply to small arms and light weapons, unless previously authorized by the competent authorities. The Committee shall be notified of any authorization for the supply, sale or transfer of small arms and light weapons at least five days in advance.
- Prohibition on providing loans, grants or financial assistance to the Democratic People's Republic of Korea, as well as on providing public financial support for trade with the Democratic People's Republic of Korea.
- Seizure and confiscation of the items mentioned above, which are supplied, sold or transferred to the Democratic People's Republic of Korea.

The Republic of San Marino also informs the Committee that the controls carried out by the police forces (Civilian Police, Gendarmerie and the Fortress Guard) have shown no violation of the ban on the entry into and stay in San Marino's territory of the persons referred to in the enclosure, or designated by the Security Council or by the Committee as being responsible for, including through supporting or promoting, the nuclear, other weapons of mass destruction-related and ballistic missile-related programmes of the Democratic People's Republic of Korea.

The controls carried out by the Tax Office of San Marino have shown that no imports or exports to or from natural or legal persons, entities and bodies of the Democratic People's Republic of Korea, or intended to be used in that country, of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, as envisaged in paragraph 8 of resolution 1718 (2006) and in paragraph 10 of resolution 1874 (2009), have been made. No exports of the items specified in annex III to Council Regulation (EC) No. 329/2007 of 27 March 2007 have been made.

Furthermore, the San Marino Financial Intelligence Agency (AIF) has received no reports, with particular reference to paragraph 8 of resolution 1718 (2006) and to paragraphs 9, 10, 18, 19 and 20 of resolution 1874 (2009).

Finally, with a view to ensuring that resolutions 1718 (2006) and 1874 (2009) are widely known, the Agency has updated the section of its website dealing with restrictive measures, as established in article 5, paragraph 1 of AIF Instruction No. 2010-03.